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17712 U.S. PTO

Patent
Attorney Docket No. 032693-114

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING CONTINUATION/DIVISIONAL
APPLICATION UNDER 37 C.F.R. § 1.53(b)

Mail Stop PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Customer Number 21839

Sir:

This is a request for filing a ☒ continuation ☐ divisional application under 37 C.F.R. § 1.53(b) of the following pending application, by the following named inventor(s):

Application No. 09/397,132

Filed: September 16, 1999

Title:

TIME-BASED DISABLEMENT OF EQUIPMENT

Inventor(s):

Frank C. SIMON
Michael P. SIMON
Ronald MUELLER

- ☒ The entire disclosure of the prior application from which a copy of the oath or declaration is supplied herewith is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- ☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. § 1.63(d)(2), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application.

- ☐ This application is being filed by more than all the inventors named in the prior application. In accordance with 37 C.F.R. § 1.63(d)(5), a new oath or declaration is enclosed, and the Commissioner is requested to add the name(s) of the following person or persons who are inventors of the invention being claimed in this application.

- ☒ Applicant(s) suggests Figure 3 for inclusion on the front page of the patent application publication and patent.
- ☒ Applicant(s) requests that the published application include the following assignment information:
Payment Protection Systems, Inc.

1. ☐ Enclosed is a copy of the prior Application No. _____ as originally filed on _____, including copies of the specification, claims, drawings and the executed oath or declaration as filed.
2. ☒ Enclosed is a revised prior application and a copy of the prior executed oath or declaration as filed. No new matter has been added to the revised application.
3. ☒ Small entity status is hereby claimed.
4. ☒ The filing fee is calculated below ☐ and in accordance with the enclosed preliminary amendment.

| CLAIMS | | | | | |
|---|------------------|------------|--------------|--------------------|------------------|
| | No. of Claims | | Extra Claims | Rate | Fee |
| Basic Application Fee (1001) | | | | | \$ 770.00 |
| Total Claims | 45 | MINUS 20 = | 25 | x \$18.00 (1202) = | \$ 450.00 |
| Independent Claims | 11 | MINUS 3 = | 8 | x \$86.00 (1201) = | \$ 688.00 |
| If multiple dependent claims are presented, add \$290.00 (1203) | | | | | \$ 0.00 |
| Total Application Fee | | | | | \$ 1,908.00 |
| <input checked="" type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Application Fee | | | | | \$ 954.00 |
| Add Assignment Recording Fee of \$40.00 (8021) if Assignment document is enclosed. | | | | | \$ 0.00 |
| TOTAL APPLICATION FEE DUE | | | | | \$ 954.00 |

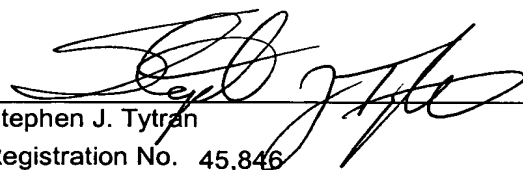
5. ☐ This application is being filed without a filing fee. Issuance of a Notice to File Missing Parts of Application is respectfully requested.
6. ☒ Charge \$ 954.00 to Deposit Account No. 02-4800 for the fee due.
7. ☐ A check in the amount of _____ is enclosed for the fee due.
8. ☐ Payment by credit card. Form PTO-2038 is attached.
9. ☒ The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.
10. ☐ Cancel in this application original claims _____ of the prior application before calculating the filing fee.
11. ☐ New drawings are enclosed.
12. ☐ Applicant(s) claims priority under 35 U.S.C. § 119 of the following application(s):

| Country | Application No. | Filing Date MM-DD-YYYY |
|---------|-----------------|---------------------------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |

- ☐ The certified copy of the priority application
- ☐ is enclosed.
- ☐ was filed on _____ in prior Application No. _____, filed on _____, and acknowledged by the Examiner on _____ in Paper No. _____.
- ☐ has not yet been filed.
13. ☐ A preliminary amendment is enclosed.
14. ☒ An Information Disclosure Statement is enclosed.
15. ☐ A General Authorization for Payment of Fees and Petitions for Extensions of Time is enclosed.
16. ☒ Also enclosed is a Petition for Extension of Time
17. ☒ The power of attorney in the prior application is to E. Joseph Gess, Registration No. 28, 510
- a. ☐ The power appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☐ Recognize as Associate Attorney _____
- d. ☒ Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)
- Burns, Doane, Swecker & Mathis, L.L.P.
Customer Number **2 1 8 3 9**
P.O. Box 1404
Alexandria, Virginia 22313-1404

March 19, 2004
Date

By:


Stephen J. Tytran

Registration No. 45,846

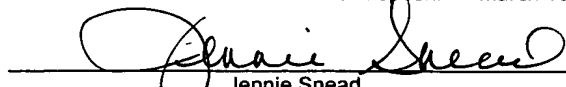
Address of signator:

Burns, Doane, Swecker & Mathis, L.L.P.
P.O. Box 1404
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(919) 941-9240

- ☐ inventor(s)
- ☐ assignee of complete interest
- ☐ attorney or agent of record
- ☒ filed under 37 C.F.R. § 1.34(a)

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

"Express Mail" Mailing Label No.: EV 171996391 US Date of Deposit: March 19, 2004


Jennie Snead
Typed Name: